

**Board of Selectmen
Meeting Minutes
10/19/09**

The Board of Selectmen met this evening at the Easton Town Offices, Selectmen's Office, 136 Elm Street, with Chair Colleen Corona presiding.

Members present: Colleen Corona, John Haederle, Chuck King and Ellen Barlow

Members not present: Irwin Cohen and Town Administrator David Colton

Corona called the meeting to order at 7:00pm

Ceremonial bonfire/ fee waiver request of Southeastern Regional School

Chief Stone was present and explained the request from the Southeastern Regional School to have a ceremonial bonfire on November 5, 2009 beginning at 5pm. A fee waiver was also requested by the Southeastern Regional School. Stone explained only one permit may be issued per year. Stone noted the site would be inspected beforehand and monitored during the event.

Barlow asked about the cost of having a truck at the site. Stone noted the cost to be \$120; the school will pay for this.

Voted: (King/Barlow) voted unanimously to approve the bonfire request

Voted: (King/Barlow) voted unanimously to waive the fee associated with the permit

Request for authorization to expend funds held in surety of Alderwood Estates

Planning Director Alice Savage was present and referenced the incomplete subdivision. The Planning Board voted to find the developer in default. She asked that the Selectmen vote to authorize to expend the funds so that the DPW can complete the roads. Savage noted that there may not be enough money to complete everything but they will begin with the areas of improvements. Corona asked if the roadway cost estimates have been updated so that that we can cover the costs in the future. Savage confirmed that this has been done.

Voted: (Barlow/Haederle) voted unanimously to authorize the expenditure of funds to complete the road

Approval of easement of 12 Highland Street

Savage explained the easement request. She referenced the owner of the property present for this discussion. Savage explained the easement prepared by Town Counsel to allow the homeowner to maintain the fence and the shed.

Voted: (Barlow/King) voted unanimously to approve the deed easement

Transfer of common victualler license from D&D Food Operations, Inc., dba Subway #25845 to 2 Belsub Corp., dba Subway #25845

Applicant James Cobb was present.

Voted: (King/Haederle) voted unanimously to approve the transfer of common victualler's license subject to the applicant obtaining new Board of Health license and final inspections by the Board of Health and Fire Department prior to opening

One day liquor license requests of Stonehill College, Inc.

Corona referenced the following requests:

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Senior Faculty Cocktail event at the Shields Science Center on October 28, 2009 from 5pm – 7pm

Congregation of Holy Cross Advent Prayer Service on December 3, 2009 from 7pm – 9pm

Voted: (Barlow/King) voted unanimously to approve the one day licenses as requested

Road closing request ó Ames Free Library

Corona stated that the library renovations are almost complete and the road closing request for Saturday, November 7, 2009 from 9am ó noon or rain date Sunday November 8th from 2pm-5pm. Lincoln Street traffic will be re-routed from Lincoln Street to Day Street via Center Street back to Main Street.

Voted: (King/Barlow) voted unanimously to approve the road closing request

Contract for road salt ó Eastern Minerals, Inc.

Corona referenced the consortium bid for road salt.

Voted: (King/Haederle) voted unanimously to approve the contract with Eastern Minerals, Inc., at the rate of \$64 per ton

Barlow asked if we have the ability to get more salt in addition to the quantity listed on the contract. Corona confirmed yes.

Minutes

General dated 10/5/09

Voted: (King/Haederle) voted unanimously to approve general minutes dated 10/5/09

Transfer of all Restaurant All Alcohol License from the Commonwealth of Massachusetts Department of Revenue (Seizure Unit) to Joan C. Smith dba the Smith Family Restaurant ó 402 Turnpike Street, Easton, MA

Haederle read the notice of hearing into the record.

Applicant/owner Joan Smith was present and Attorney William McDermott, Jr.

Smith explained the request to open a new restaurant at 402 Turnpike Street.

Corona asked about Smith's experience running a restaurant. Smith replied that she did not have experience running a restaurant but does have experience operating a deli. Smith suggested that she has quite a bit of experience with food and the set up; she knows the rules. Corona asked Smith if she understand the rules of operating with a liquor license. Smith replied yes. Corona spoke of Easton as a college community and stated that the Board takes this very seriously and further noted that liquor licenses have been pulled for violating the town's Liquor License Policy. Corona explained that the town will do stings a couple of times a year and the importance of Smith being aware of this. Corona asked about TIPS training. Smith noted that she is going to get TIPS trained and she will train the other employees as well. Attorney McDermott also confirmed that they will become TIPS trained. Corona clarified that when checking driver's licenses as identification, only Massachusetts licenses are acceptable, not out of state licenses.

Haederle asked what type of restaurant Smith planned to open. Smith replied that it will be a family type restaurant. Smith suggested that it will be a place that would draw the college kids. They plan to open for lunch and dinner some time late winter or early spring.

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Voted: (Corona/Barlow) voted unanimously to approve the license transfer subject to the following conditions:

Final inspections by Fire, Inspectional Services and Board of Health prior to opening the new establishment

Applications and fees must be submitted to the Board of Health for new licenses; any changes within the kitchen must be approved prior to beginning work; the septic system needs to be inspected per Title V and local regulations

Fire and Inspectional Services will need to review plans for any proposed alterations prior to any alterations taking place; various permits may be necessary

Submission of a business certificate with the Town Clerk's Office

Submission of workers compensation information

The liquor license would be held until the required common victualler license has been applied for and obtained

McDermott noted that Smith is aware of the conditions and she has put in writing that she intends to follow up with these issues before the license is granted.

The Board congratulated Smith on the new restaurant. McDermott referenced the need to renew the license and asked about the process. Corona explained we will be working together to make this happen and we do have other licenses available in town.

Town Administrator's notes

None

Press notes

None

Public participation

None

Selectmen's notes

Corona announced that next Saturday, October 24th, the Ian Irving Memorial Bone Marrow Drive will take place from 10am-2pm at the Moreau Hall School. Corona was recently tested and found to be a match; she encouraged others to consider testing as well.

Voted: (Barlow/Haederle) voted unanimously by roll call to go into executive session to discuss contract negotiations, not to return to open session

Haederle yes; Corona yes; King yes; Barlow yes

Respectfully submitted,

Mary Southworth